

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff

5 v.

6 SERGIO SANCHEZ-GARCIA,

7 Defendants

Case No.: 2:18-cr-00405-APG-NJK

**Order Accepting Report and  
Recommendation and Denying Motion to  
Dismiss**

[ECF Nos. 22, 24]

8 On March 27, 2019, Magistrate Judge Koppe recommended that I deny defendant Sergio  
9 Sanchez-Garcia's motion to dismiss. ECF Nos. 22, 24. No party filed an objection. Thus, I am  
10 not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C.  
11 § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the  
12 report or specified proposed findings to which objection is made"); *United States v. Reyna-*  
13 *Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the  
14 magistrate judge's findings and recommendations de novo *if objection is made*, but not  
15 otherwise" (emphasis in original)).

16 IT IS THEREFORE ORDERED that Magistrate Judge Koppe's report and  
17 recommendation (**ECF No. 24**) is **accepted** and defendant Sergio Sanchez-Garcia's motion to  
18 dismiss (**ECF No. 22**) is **DENIED**.

19 DATED this 2nd day of May, 2019.

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22 ANDREW P. GORDON  
23 UNITED STATES DISTRICT JUDGE